FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

DISTRICT :

WRIT PETITION NO.5520 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.P.N.Joshi for the Petitioner.

CORAM : S.J.VAZIFDAR, J.
DATED : 8TH JANUARY, 2007

P.C:

The impugned order passed by the Ad-hoc Additional District Judge, confirming the order of the Civil Judge, Junior Division, Pandharpur, warrants no interference.

2. The impugned judgment preserves rights of the Petitioner to avail the remedy for carrying out the necessary repairs as per the procedure of law.

3. Even a consideration of the limited relief seeking to permit the Petitioner to only put up a door, must be decided in an appropriate

application to be taken out by the Petitioner. The question of putting up of door will also require a consideration of whether the surrounding part of the structure requires to be reconstructed or repaired.

4. It is however clarified that an application, if filed by the Petitioner, shall be decided on its own merits, without being influenced by the impugned order.

The Writ Petition is dismissed.